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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/789,704	02/26/2004	Dieter Stein	12985/3

26646  
 KENYON & KENYON  
 ONE BROADWAY  
 NEW YORK, NY 10004

CONFIRMATION NO. 7582

## FORMALITIES LETTER



\*OC000000012762526\*

Date Mailed: 05/25/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
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*A copy of this notice **MUST** be returned with the reply.*

07/27/2004 RHEBRIGHT 00000054 110600 10789704

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Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

<b>RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION -- FILING DATE GRANTED</b>		Docket Number: 12985/3	
Application Number 10/789,704	Filing Date February 26, 2004	Examiner Not Yet Assigned	Art Unit 1723
Title <b>PROCESS FOR THE CONTINUOUS RECOVERY OF FREE TARTARIC ACID FROM RAW MATERIALS CONTAINING POTASSIUM HYDROGENTARTRATE</b>		Applicant(s) Dieter STEIN et al.	

Address to:  
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

Date: 7/22/04

Signature: 

Michael K. Levy (Reg. No. 40,699)

Sir:

To complete the filing requirements for the above-referenced application under 37 C.F.R. § 1.53(b), enclosed please find a signed Declaration and a signed Appointment of Power of Attorney By Assignee of Entire Interest. A copy of the Notice to File Missing Parts of Non-Provisional Application dated May 25, 2004 is also enclosed.

1. The Commissioner is hereby authorized to charge payment of the 37 C.F.R. § 1.16(e) surcharge fee of \$130.00 to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
2. The Commissioner is also authorized to charge any additional fees or credit any overpayment to the deposit account of **Kenyon & Kenyon**, deposit account No. **11-0600**.
3. A duplicate copy of this paper is enclosed.

Dated: 7/22/04

By: 

Michael K. Levy (Reg. No. 40,699)

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